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United States Department of Justice
Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

J. DESHAWN TORRENCE,

Defendant.

CASE NO. 1:22-CR-00207-JLT-SKO

STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER

DATE: March 15, 2023
TIME: 1:00 p.m.
COURT: Hon. Sheila K. Oberto

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendants, by and through defendants' counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for a status conference on March 15, 2023.
2. By this stipulation, defendant now moves to continue the status conference until March 29, 2023, and to exclude time between March 15, 2023, and March 29, 2023, under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].
3. The parties agree and stipulate, and request that the Court find the following:
 - a) The government has represented that the discovery associated with this case

1 consists of over 80,000 pages of material and includes investigative reports, recordings,
2 photographs, text messages, search warrants, and other items produced in electronic form. In
3 addition, a plea offer has been sent to the defense.

4 b) On March 1, 2023, Attorney Roger D. Wilson indicated that he intends to move to
5 withdraw as counsel for the defendant.

6 c) The defense desires additional time to ensure the substitution of counsel and
7 transmittal of discovery and the plea offer to new counsel.

8 d) Counsel for defendant believes that failure to grant the above-requested
9 continuance would deny them the reasonable time necessary for effective preparation, taking into
10 account the exercise of due diligence.

11 e) The government does not object to the continuance.

12 f) Based on the above-stated findings, the ends of justice served by continuing the
13 case as requested outweigh the interest of the public and the defendant in a trial within the
14 original date prescribed by the Speedy Trial Act.

15 g) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
16 et seq., within which trial must commence, the time period of March 15, 2023 to March 29,
17 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code
18 T4] because it results from a continuance granted by the Court at defendants' request on the basis
19 of the Court's finding that the ends of justice served by taking such action outweigh the best
20 interest of the public and the defendants in a speedy trial.

21 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
22 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
23 must commence.

24 IT IS SO STIPULATED.
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1 Dated: March 1, 2023

PHILLIP A. TALBERT
United States Attorney

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3 /s/ KAREN A. ESCOBAR
KAREN A. ESCOBAR
4 Assistant United States Attorney

5 Dated: March 1, 2023

KRISTEN CLARKE
Assistant Attorney General
Civil Rights Division

7 /s/ FARA GOLD
FARA GOLD
8 Special Litigation Counsel
9 Criminal Section, Civil Rights Division

10 Dated: March 1, 2023

/s/ Roger D. Wilson
ROGER D. WILSON
11 Counsel for Defendant J. DeShawn Torrence

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16 **ORDER**

17 IT IS SO ORDERED.

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20 DATED: 3/1/2023

Sheila K. Oberto

21 THE HONORABLE SHEILA K. OBERTO
22 UNITED STATES MAGISTRATE JUDGE
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